

Akridge also notes in support of her request for Forrest's deposition that White told Forrest about Akridge's termination, but this is not new evidence since it is based on

White's testimony during her first deposition in June 2018. *See* Doc. 127 at 3 (citing Doc. 127-3).

Finally, Akridge relies on certain documents received from BlueCross BlueShield of Alabama that at times list Forrest as a contact person on behalf of Defendant Alfa Mutual Insurance Company for ERISA matters. *See* Doc. 127-2 at 7, 9 & 11. No matter what role Forrest had with respect to the plan administered by BlueCross BlueShield, these documents do not show that Forrest was a decisionmaker in Akridge's termination. Even if the court were to assume that these documents indicate that Forrest has some knowledge of ERISA benefits, this does not mean that he has knowledge relevant to Akridge's termination or the claims and defenses presented in this case.

For these reasons, the court concludes that Akridge has not met her burden of showing that she should be allowed to take Forrest's deposition long after the expiration of the discovery deadline. Accordingly, it is ORDERED that the motion (Doc. 127) is DENIED.

DONE this 20th day of February, 2019.

A handwritten signature in black ink, appearing to read 'G3' with a stylized flourish extending to the right.

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GRAY M. BORDEN

UNITED STATES MAGISTRATE JUDGE